

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

2004 FEB 13 PM 3:07

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GUSTAVO BRUCKNER )

Plaintiff, )

v. )

CIVIL ACTION

NO. 03-CV-12483

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MASSACHUSETTS FINANCIAL )  
SERVICES COMPANY ET AL. )

Defendant. )

and )

MFS CAPITAL OPPORTUNITIES FUND, )  
MASSACHUSETTS INVESTOR )  
TRUST and the "MFS FUNDS" )

Nominal Defendants. )

**STIPULATION TO EXTEND TIME FOR DEFENDANTS  
TO RESPOND TO COMPLAINT**

Plaintiff, Gustavo Bruckner ("Plaintiff"), through counsel, has advised that he intends to file a motion to consolidate. The undersigned parties hereby stipulate that the time for the Defendants to answer, move, or otherwise respond to the Complaint in the above-captioned action shall be thirty (30) days from either the filing of a consolidated amended complaint, or the denial of a motion to consolidate. Defendants at this time take no position with respect to consolidation, and the parties further stipulate that each party reserves all of its rights.

**GUSTAVO BRUCKNER**

By his attorney,

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SHERRATT, ELAINE R. SIMITH, WARD  
SMITH, MFS CAPITAL  
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MASSACHUSETTS INVESTOR TRUST  
AND THE "MFS FUNDS"**

By their attorney,

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**MASSACHUSETTS FINANCIAL  
SERVICES COMPANY & SUN  
LIFE FINANCIAL INC.**

By their attorney,

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Dated: February 13, 2004

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

13 FEB 18 2004  
CLERK OF COURT  
U.S. DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

GUSTAVO BRUCKNER

Plaintiff,

v.

MASSACHUSETTS FINANCIAL  
SERVICES COMPANY ET AL.

Defendant.

and

MFS CAPITAL OPPORTUNITIES FUND,  
MASSACHUSETTS INVESTOR  
TRUST and the "MFS FUNDS"

Nominal Defendants.

CIVIL ACTION  
NO. 03-CV-12483

**ORDER**

This Court hereby ORDERS that the time for Defendants to answer, move, or otherwise respond to the Complaint in the above-captioned action shall be thirty (30) days from either the filing of a consolidated amended complaint, or the denial of a motion to consolidate.

SO ORDERED.

Dated: \_\_\_\_\_, 2004.